10-14-02

PATENT

Attorney Docket No. 101.0084-01000

Customer No. 22882

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ហ្គីre Application of: Gary K. Michelson Serial No.: 09/921,844

Filed: August 3, 2001 For: SPINAL IMPLANT SURFACE

CONFIGURATION

Confirmation No.: 8295

Group Art Unit: 3738 Examiner: B. Snow

PECEIVED

TECHNOLOGY CENTER RISTOR

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL

Express Mail Mailing Label No. ET371606145US Date of Deposit: October 8, 2003

I hereby certify that:

- 1. Transmittal Form (in duplicate)
- 2. Amendment
- 3. 9 replacement sheets of formal drawings (A4 paper; Figs. 1-24B)
- 4. Check in the amount of \$950.00 (three-month extension fee)
- 5. Self-addressed return postcard receipt

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Date: October 8, 2003

Sandra L. Blackmon

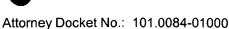
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FORM PTO-1083





Customer No. 22882

Express Mail Label No. ET371606145US

STATES PATENT AND TRADEMARK OFFICE

In re application of: Gary K. Michelson Serial No: 09/921,844

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SPINAL IMPLANT SURFACE

CONFIGURATION

Confirmation No.: 8295

Group Art Unit: 3738 Examiner: B. Snow

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a reply to the Office Action dated April 23, 2003 in the above-identified application.

No additional fee is required.

Applicant hereby requests a three-month extension of time to respond to the above office action. \boxtimes

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR		(Col. 3) PRESENT EXTRA*	LG/SM \$ ENTITY FEE		ADD'L FEE DUE	
TOTAL CLAIMS FEE	118	-	127	**	9	LG=\$18 SM=\$9	\$18	\$	0
INDEPENDENT CLAIMS FEE	3	1-1	3	***	0	LG=\$86 SM=\$43	\$86	\$	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS LARGE ENTITY FEE = \$280 SMALL ENTITY FEE = \$140								\$	0
							TOTAL	\$	0

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

- If the entry in Col. 1 is less trial the entry in Col. 2, write 5 in Col. 3.

 If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

 If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.
- A check in the amount of \$950.00 to cover the three-month extension fee is enclosed.
- The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1066. A copy of this sheet is enclosed.
 - Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
 - Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: October 8, 2003

Amedeo F. Ferraro

Registration No. 37,129

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